

## Message Text

LIMITED OFFICIAL USE

PAGE 01    WARSAW 00727 261614Z  
ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00  
DODE-00 DOTE-00 INR-07 NSAE-00 FAA-00 L-03 SS-15  
NSC-05 PA-01 USIA-06 PRS-01 /061 W  
-----030755 261632Z /62  
P 261443Z JAN 78  
FM AMEMBASSY WARSAW  
TO SECSTATE WASHDC PRIORITY 2938

LIMITED OFFICIAL USE WARSAW 0727

EO 11652: NA  
TAGS: EAIR PL  
SUBJ: CHANGE IN POLISH POSITION ON ABC CHARTER FLIGHTS AND  
RENEWED POLISH REQUEST FOR CONSULATIONS

1. SUMMARY. THE EMBASSY HAS RECEIVED A NOTE FROM THE MINISTRY OF FOREIGN AFFAIRS INFORMING US OF GOP WILLINGNESS TO APPROVE "A CERTAIN NUMBER OF ABC CHARTER FLIGHTS" FOR THE COMING SUMMER SEASON. THE NOTE SPECIFIED SEVERAL CONDITIONS FOR THE ADOPTION OF THIS POLICY AND MAKES CLEAR THAT FURTHER CONSULTATIONS WILL BE REQUIRED IF THE QUESTIONS OF CHARTER FLIGHT POLICY, EXTENSION OF LOW FARE FILINGS INTO THE SUMMER SEASON, AND USE OF VIENNA AS AN INTERMEDIATE STOP FOR PAN AM ARE TO BE RESOLVED. AN INFORMAL TRANSLATION OF THE NOTE IS BEING SENT BY SEPARATE TELEGRAM. END SUMMARY.

2. ACTION REQUESTED: PLEASE LET US KNOW WHETHER THE DEPARTMENT CAN NOW AGREE TO ENTER INTO FURTHER CONSULTATIONS WITH THE POLES OR WHAT POINTS MUST BE RECONCILED BEFORE CONSULTATIONS ARE POSSIBLE. GOP NEGOTIATORS ARE PREPARED TO TRAVEL TO WASHINGTON IF NECESSARY. THE POLISH SIDE IS ALSO ANXIOUS TO FIND OUT WHEN THE  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02    WARSAW 00727 261614Z

CAB WILL APPROVE SALE OF SUPER-APEX FARES THROUGH THE  
END OF MARCH AS AGREED.

3. THE POLISH SIDE, BOTH IN THE NOTE AND IN OUR DISCUSSIONS AT THE MINISTRY OF FOREIGN AFFAIRS, HAS SPECIFIED SEVERAL CONDITIONS FOR AGREEING TO APPROVE A "CERTAIN NUMBER" OF ABC CHARTER FLIGHTS. FIRST,

THE LOW TARIFF "SUPER-APEX" FILLINGS WOULD HAVE TO BE EXTENDED BEYOND APRIL 1, 1978, AS REQUESTED BY THE POLISH SIDE. SECONDLY, THE NUMBER OF ABC CHARTERS WOULD BE DETERMINED BY "KNOWN NEEDS" OF THE US-POLAND MARKET AND WOULD HAVE TO BE BASED ON THE RULE OF "EQUAL PARTICIPATION" BY THE CARRIERS OR THE TWO COUNTRIES. THE FLIGHTS WOULD HAVE TO COMPLY WITH EXISTING REGULATIONS, INCLUDING LIMITING CHARTERS TO NO MORE THAN 200 PASSENGERS PER FLIGHT DUE TO CONGESTION AT OKECIE. LASTLY, THE TARIFFS APPLIED BY THE POLISH CARRIER WOULD NOT BE SUBJECT TO SUSPENSION. THE POLISH SIDE WOULD ALSO EXPECT THE USG NOT TO PLACE OBSTACLES IN THE WAY OF REALIZING THE CHARTER FLIGHT PROGRAM, INCLUDING "OFF-LINE" CHARTERS BY LOT.

4. THE NOTE ALSO INDICATES THAT THE POLISH SIDE IS WILLING TO APPROVE SUBSTITUTION OF DAILY 727'S BY PAN AM IN PLACE OF 707'S OR 747'S. IIT STATES, HOWEVER,, THAT PAN AM'S USE OF VIENNA AS AN INTERMEDIATE STOP WOULD CONFER UNQUAL BENEFITS ON PAN AM AND WOULD THEREFORE HAVE TO BE CONSIDERED IN CONNECTION WITH EX-

TENSION OF LOT'S RIGHTS IN THE U.S. THE NOTE ALSO DENIES THAT POLISH AUTHORITIES HAVE REFUSED PAN AM THE RIGHT TO LAND THE 747 AT OKECIE AND MAINTAINS INSTEAD THAT PAN AM HAS CHOSEN TO MODIFY ITS SCHEDULE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03      WARSAW 00727 261614Z

RATHER THAN ADJUST TO THE DIFFICULTIES AT OKECIE.

5. COMMENT: ALTHOUGH THE POLISH POSITION ON ABC CHARTERS AS OUTLINED ABOVE COULD STILL PROVIDE FOR TIGHT CONTROL OF CHARTERS, WE THINK THIS IS PROBABLY THE MOST FORTHCOMING POLISH STEP WHICH CAN BE EXPECTED BEFORE NEGOTIATIONS. THE CHOICE NOW SEEMS TO BE BETWEEN NEGOTIATING LESS-THAN-PERFECT UNDERSTANDINGS ON CHARTER FLIGHTS AND LOW-FARE FILINGS OC#FACING SUMMER SEASON

WITHOUT ABC FLIGHTS AT ALL.

6. IN OUR DISCUSSIONS AT THE MINISTRY OF FOREIGN AFFAIRS WE POINTED OUT THAT, CONTRARY TO THE IMPLICATIONS OF THE POLISH NOTE, OUR POLICY ON OFF-LINE CHARTERS DID NOT DISCRIMINATE AGAINST LOT SINCE IT WAS BASED ON RECIPROCITY, WE ALSO SAID THE QUESTION OF PAN AM'S USE OF 747'S AT OKECIE DID NOT SEEM SO ONE-SIDED AS INDICATED IN THE POLISH NOTE. WE POINTED OUT THAT UNTIL NOW THE GOP HAD NOT UNDERTAKEN INVESTMENTS TO MAKE WIDEBODIED FLUTHTS POSSIBLE. WE SAID THAT THE POLISH SUGGESTION THAT PAN AM FLY THE JUMBOS AT OFF-PEAK HOURS

WOULD NEGATIVELY AFFECT THE PROFITABILITY OF  
THE FLIGHTS IN A WAY UNFORESEEN IN THE AGREEMENT. WE ALSO  
SAID WE UNDERSTOOD THAT PAN AM BELIEVED IT WAS  
ENTITLED TO SOME COMPENSATION FOR THE EFFECTIVE LOSS OF  
THIS RIGHT WHETHER OR NOT A FORMAL DENIAL HAD BEEN  
ISSUED. END COMMENT.  
DAVIES

NOTE BY OC/T: #AS RECEIVED.

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AMENDMENTS, AVIATION AGREEMENTS, SUPPLEMENTAL AIRLINES  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 jan 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978WARSAW00727  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780039-0137  
**Format:** TEL  
**From:** WARSAW  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1978/newtext/t19780117/aaaaanya.tel  
**Line Count:** 124  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 57ba70df-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION EB  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 28 apr 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 3704758  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CHANGE IN POLISH POSITION ON ABC CHARTER FLIGHTS AND RENEWED POLISH REQUEST FOR CONSULATIONS  
**TAGS:** EAIR, PL, US  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odhc://SAS/SAS.dbo.SAS\_Docs/57ba70df-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014